

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: PLANK ET AL.
Serial No.: 10/658,682
Filed: SEPTEMBER 9, 2003
For: CYCLODEXTRIN-
CONTAINING
COMPOSITIONS AND
METHODS

Examiner: UNKNOWN
Group Art Unit: 1761
Docket No.: GMI0012/US

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I CERTIFY THAT ON MARCH 17, 2004, THIS CORRESPONDENCE
IS BEING DEPOSITED WITH THE U.S. POSTAL SERVICE AS FIRST
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VA 22313-1450.


JAMIE A. EBACH

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to the duty of disclosure imposed by 37 C.F.R. § 1.56 and in accordance with the provisions of 37 C.F.R. §§ 1.97, 1.98 and the Manual of Patent Examining Procedure 609, Applicants bring to the attention of the Examiner the following information. The Examiner's independent and thorough review of this information is solicited.

Attached hereto please find Form PTO-1449 (2 pages) listing the cited references. It is the Applicant's understanding that for applications filed after June 30, 2003, the requirement under 37 C.F.R. § 1.98 (a)(2)(i), that copies of cited U.S. patents and U.S. patent applications be provided, has been waived. Thus, this application having been filed after June 30, 2003, only copies of the non-U.S. patent references and other documents are provided herewith. The Examiner is requested to indicate consideration of each reference by initialing in the appropriate box for each reference, and returning an initialed copy with the next Official Action.

This Information Disclosure Statement is filed pursuant to 37 C.F.R. § 1.56 to bring to the Examiner's attention those references which may be material to the Examiner for examination of this case. However, the citation of the above references in this Information Disclosure Statement is not intended to constitute an admission that any patent or other reference referred to herein is "prior art" for this invention. In this regard, Applicants expressly reserve the right to contest that any of the references constitute "prior art."

No fee is believed to be necessary for the consideration of this Information Disclosure Statement since it is being filed before the receipt of an Office Action on the merits. In case the papers cross in the mail, it is requested that consideration of this Information Disclosure Statement be given under 37 C.F.R. § 1.97 (c)(2). If any fee is required, please charge our Deposit Account No. 50-1775 and notify us of the same.

Dated: March 17, 2004

Respectfully Submitted,

By: _____

Dale A. Bjorkman, Reg. No. 33,084



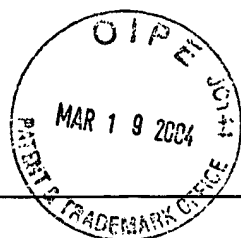
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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

U.S. PATENT DOCUMENTS

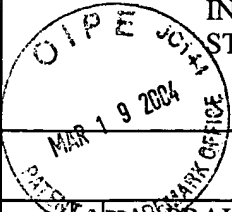
Examiner Initial	Document Number	Date MM/DD/YYYY	Name	Class	Subclass	Filing Date If Appropriate
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Inventor(s) Name	Document Number	Document Date (DD/MM/YYYY)	Country	Class	Subclass	Translation Yes/No
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NOH ET AL	WO99/17620	15.04.1999	PCT	A23L	1/015	YES
STEWART ET AL	WO99/59421	25.11.1999	PCT	A23D	7/00	YES
STEWART ET AL	WO99/63841	16.12.1999	PCT	A23L	1/03	YES

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FAVIER ET AL	"Fermentable carbohydrates exert a more potent cholesterol-lowering effect than cholestyramine," <i>Biochimica et Biophysica Acta</i> , 1258, 1995, pgs. 115-121
FÉRÉZOU ET AL	"Hypocholesterolemic action of β -cyclodextrin and its effects on cholesterol metabolism in pigs fed a cholesterol-enriched diet," <i>Journal of Lipid Research</i> , Vol. 38, 1997, pgs. 86-100
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MOUNDRAS ET AL	"The cholesterol lowering effect of steroid sequestrants is modulated by large intestine fermentations," <i>Nutritional Biochemistry</i> , Vol. 6, 1995, pgs. 158-162
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Form PTO-1449 U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT BY APPLICANT 		Atty. Docket No. GMI0012/US	Serial No. 10/658,682
		Applicant PLANK ET AL.	
		Filing Date SEPTEMBER 9, 2003	Group 1761
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
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		RIOTTOT ET AL	"Hypolipidemic Effects of β -cyclodextrin in the Hamster and in the Genetically Hypercholesterolemic Rico Rat," LIPIDS, Vol. 28, No. 3, 1993, pgs. 181-188
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		FUKUMOTO	Patent Abstracts of Japan, Publication No.: 56096670, App. No.: 54171968, dated: 04.08.81
		AKIYAMA ET AL	Patent Abstracts of Japan, Publication No.: 53126089, App. No.: JP1977000041128, dated: 1977.11.04
		IKEDA ET AL	Patent Abstracts of Japan, Publication No.: 11225706, App. No.: 10035704, dated: 18.02.98
		OKUDA ET AL	Patent Abstracts of Japan, Publication No.: 2002308777, App. No.: 2001110117, dated: 09.04.01
		21 pgs.	Copy of U.S. Patent Application No. 10/318,445, Entitled: Food products containing Cyclodextrins having beneficial Hypocholesterolemic effects and method of making and communicating the benefit of such products, Filed on December 13, 2002